

1 DYLAN P. TODD, ESQ.
Nevada Bar No. 10456
2 TODD W. BAXTER, ESQ.
Admitted Pro Hac Vice
3 MCCORMICK, BARSTOW, SHEPPARD,
WAYTE & CARRUTH LLP
4 8337 West Sunset Road, Suite 350
Las Vegas, NV 89113
5 Telephone: (702) 949-1100
Facsimile: (702) 949-1101
6 *dylan.todd@mccormickbarstow.com*
renee.maxfield@mccormickbarstow.com
7 *todd.baxter@mccormickbarstow.com*
8 ERON Z. CANNON
Nevada Bar No. 8013
9 FAIN ANDERSON VANDERHOEF
ROSENDAHL O'HALLORAN SPILLANE PLLC
10 701 5th Avenue #4750
Seattle, Washington 98104
11 Telephone: (206) 749-0094
Facsimile: (206) 749-0194
12 *eron@favros.com*

13 | Attorneys for Plaintiffs/Counterdefendants

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

16 ALLSTATE INSURANCE COMPANY,
17 ALLSTATE PROPERTY & CASUALTY
INSURANCE COMPANY, ALLSTATE
18 INDEMNITY COMPANY, and ALLSTATE
FIRE & CASUALTY INSURANCE
COMPANY.

CASE NO. 2:15-cv-2265-MMD-CWH

Plaintiffs,

v.

MARJORIE BELSKY, MD; MARIO TARQUINO, MD; MARJORIE BELSKY, MD, INC., doing business as INTEGRATED PAIN SPECIALISTS; and MARIO TARQUINO, MD, INC., DOES 1-100, and ROES 101-200.

25 Defendants.

**STIPULATION TO INCLUDE ADAM S.
KUTNER & ASSOCIATES INTO THE
STIPULATED CONFIDENTIALITY AND
PROTECTIVE ORDER (ECF NO. 49)
FOR THE DISCLOSURE OF
DOCUMENTS PURSUANT TO F.R.C.P.
45 SUBPOENA**

26 AND RELATED CLAIMS

2:15-cv-2265-MMD-CWH

1 Plaintiffs/Counter-defendants ALLSTATE INSURANCE COMPANY, ALLSTATE
2 PROPERTY & CASUALTY INSURANCE COMPANY, ALLSTATE INDEMNITY COMPANY,
3 and ALLSTATE FIRE & CASUALTY COMPANY (collectively referred to as the "Plaintiffs"), and
4 the law firm ADAM S. KUTNER & ASSOCIATES (non-party herein after referred to as
5 "KUTNER") hereby stipulate and agree as follows:

6 1. Plaintiffs served KUTNER with a subpoena pursuant to F.R.C.P. 45 for the production
7 of documents regarding communications and payments made by and between Law Firm and the
8 Defendants during KUTNER's representation of certain clients in personal injury claims for which
9 Plaintiffs paid on settlement on behalf of Plaintiffs' insureds.

10 2. KUTNER is aware that Plaintiffs have subpoenaed several law firms seeking the same
11 type of information pursuant to Rule 45 in this case, as well as a companion sister-lawsuit *Allstate v.*
12 *Shah, et. al. Case No. 2:15-cv-01786-APG-CWH ("Shah")*.

13 4. KUTNER understands that this Court presides over both the instant matter as well as
14 the *Shah* matter, and that this Court has ruled consistently in both these cases and ordered other law
15 firms to produce the same type of documents request of KUTNER.

16 5. A stipulated confidentiality and protective order in this case entered between Plaintiffs
17 and Defendants for the disclosure of confidential, sensitive or other protected information was
18 approved by this Court on June 3, 2016. (ECF No. 49).

19 6. KUTNER was not a party to the stipulated confidentiality and protective order. (ECF
20 No. 49).

21 7. In ordering compliance with Plaintiffs' subpoenas to other law firms, this Court also
22 ordered that the confidentiality and protective order (ECF No. 49) be applied to those law firms.

23 8. In accordance with this Court's prior rulings both in this action and in the *Shah* matter,
24 the parties hereby stipulate and agree that the protections and scope articulated in the Stipulated
25 Confidentiality and Protective Order approved by this Court on June 3, 2016. (ECF No. 49) be
26 extended in their entirety to cover KUTNER in its compliance with Plaintiffs' subpoena.

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1 9. KUTNER will produce all documents responsive to the subpoena within ten (10) days
2 of approval and entry of this Order by the Court.

3 IT IS SO STIPULATED.

4 Dated:

Dated: 01/4/2019

5 McCORMICK, BARSTOW, SHEPPARD,
6 WAYTE & CARRUTH LLP

ADAM S. KUTNER & ASSOCIATES

7 Bx:

8 DYLAN P. TODD, ESQ.
9 Nevada Bar No. 10456
10 8337 West Sunset Road, Suite 350
11 Las Vegas, NV 89113

12 *Attorneys for Plaintiffs/Counterdefendants*

By:

Adam S. Kutner, Esq.
Nevada Bar No. 4310
1137 S. Rancho Dr., Suite A
Las Vegas, NV 89102
702-382-0000

15 **ORDER**

16 IT IS SO ORDERED.

17 DATED this 11 day of January, 2019.

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19 UNITED STATES MAGISTRATE JUDGE
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